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- \* Admitted in TX only
- \*\* Admitted in CT only

March 28, 2005

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Re: U.S. Patent Application No.: 10/711,398  
For: *CREATING AND SELLING A MUSIC-BASED VIDEO GAME*  
Inventor: Alexander Rigopoulos  
Filed: September 16, 2004  
Our Ref. No.: HXT-007


Dear Sir:

I enclose herewith, for filing in the above-identified application the following:


1. Information Disclosure Statement;
2. PTO Form SB/08;
3. Copies of all references cited in PTO Form SB/08 (C1-C78);
4. A Return Postcard.

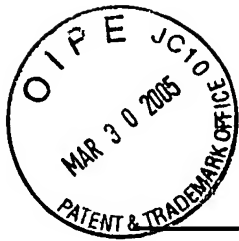
No additional costs are believed to be due in connection with the filing of this Information Disclosure Statement. However, please charge any necessary fees in connection with the enclosed statement to our Deposit Order Account No. 12-0080. For this purpose, a duplicate of this sheet is attached.

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

March 28, 2005  
March 28/2005  
  
John D. Lanza, Esq. Registration No. 40,060

Respectfully submitted,  
LAHIVE & COCKFIELD, LLP

  
John D. Lanza, Esq.  
Registration No. 40,060  
Attorney for Applicant



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Alexander Rigopulos

Serial No.: 10/711,398

Filed: September 16, 2004

For: *CREATING AND SELLING A MUSIC-BASED  
VIDEO GAME*

Attorney Docket No.: HXT-007

Group Art Unit: 3713

Examiner: Not Yet Assigned

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

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March 28 2005  
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By:

John D. Lanza, Esq.  
John D. Lanza, Esq.  
Registration No. 40,060  
Attorney for Applicant

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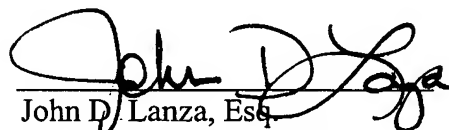
Dear Sir:

Applicant and his Attorney are aware of the following publications and information, listed on the attached PTO Form SB/08, and in accordance with 37 CFR §1.97 hereby submit these publications for the Examiner's consideration. A copy of each cited publication is enclosed.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, Applicant understands that the Examiner will make an independent evaluation of the cited publications.

Under 37 CFR § 1.97(b)(3), no additional costs are believed to be due in connection with the filing of this disclosure. If, however, a first Office Action on the merits issues in this application bearing a mailing date prior to the date of this Information Disclosure Statement, please charge the appropriate fee as required under 37 CFR §1.17(p) to our Deposit Order Account No. 12-0080.

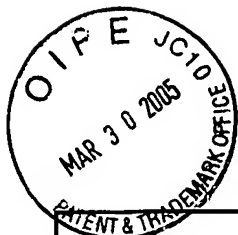
Respectfully submitted,  
LAHIVE & COCKFIELD, LLP

  
John D. Lanza, Esq.  
Registration No. 40,060  
Attorney for Applicant

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Date: March 28, 2005

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PTO/SB/08a/b (08-03)

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<b>Substitute for form 1449A/B/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/711,398
				Filing Date	September 16, 2004
				First Named Inventor	Alexander Rigopulos
				Art Unit	3713
				Examiner Name	Not Yet Assigned
Sheet	1	of	6	Attorney Docket Number	HXT-007

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			

FOREIGN PATENT DOCUMENTS							
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)					

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
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	C1	Amplitude Review by <i>Ryan Davis</i> . Retrieved from the Internet: <a href="http://www.gamespot.com/ps2/puzzle/amplitude/printable_6023980.html">www.gamespot.com/ps2/puzzle/amplitude/printable_6023980.html</a> . Retrieved on February 22, 2005.	
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	C4	Amplitude. Retrieved from the Internet: <a href="http://www.gamesquestdirect.com/71171972582.html">www.gamesquestdirect.com/71171972582.html</a> . Retrieved on February 22, 2005.	
	C5	Beatmania Review. Retrieved from the Internet: <a href="http://www.gamesarefun.com/gamesdb/review.php?reviewid=294">www.gamesarefun.com/gamesdb/review.php?reviewid=294</a> . Retrieved on February 22, 2005.	
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				First Named Inventor	Alexander Rigopulos
				Art Unit	3713
				Examiner Name	Not Yet Assigned
Sheet	2	of	6	Attorney Docket Number	HXT-007

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	C10	Beat Planet Music: Sony Computer Entertainment. Retrieved from the Internet: <a href="http://www.play-asia.com/paOS-13-71-5v-70-i2f.html">www.play-asia.com/paOS-13-71-5v-70-i2f.html</a> . Retrieved on February 22, 2005.		
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	C12	Bust A Groove: 989 Studios Best Game of the Year is a Funky Dance Sim that's Got the Fever by Doug Perry. Retrieved from the Internet: <a href="http://psx.com/articles/152/152308pl.html">http://psx.com/articles/152/152308pl.html</a> . Retrieved on February 22, 2005.		
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	C22	Donkey Konga: Could a Game Featuring Donkey Kong and Mini-Bongos ever Fail? Our Full Review by Juan Castro. Retrieved from the Internet: <a href="http://cube.ign.com/articles/550/550723pl.html">cube.ign.com/articles/550/550723pl.html</a> . Retrieved on February 22, 2005.		
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	C24	DrumMania (Import) Review by Jeff Gerstmann. Retrieved from the Internet: <a href="http://www.gamespot.com/ps2/action/drummania/printable_2546356.html">www.gamespot.com/ps2/action/drummania/printable_2546356.html</a> . Retrieved on February 22, 2005.		
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	C26	DrumMania OST. Retrieved from the Internet: <a href="http://www.lik-sang.com/info/php?category=264&amp;products_id=4793">www.lik-sang.com/info/php?category=264&amp;products_id=4793</a> . Retrieved on February 22, 2005.		
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	C29	Eye Toy: Groove – The Little Camera That Could comes Back with a Few New Tricks by Ed Lewis. Retrieved from the Internet: <a href="http://ps2.ign.com/articles/507/507854pl.html">http://ps2.ign.com/articles/507/507854pl.html</a> . Retrieved on February 22, 2005.		
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	C42	Gitaroo Man. Retrieved from the Internet: <a href="http://www.estarland.com/index.asp?page=Playstation2&amp;cat=PZ&amp;product=676&amp;q">www.estarland.com/index.asp?page=Playstation2&amp;cat=PZ&amp;product=676&amp;q</a> . Retrieved on February 22, 2005.		
	C43	Guitar Freaks (Import) Review by <i>Sam Kennedy</i> . Retrieved from the Internet: <a href="http://www.gamespot.com/ps/action/guitarfreaks/printable_2545966.html">www.gamespot.com/ps/action/guitarfreaks/printable_2545966.html</a> . Retrieved on February 22, 2005.		
	C44	Guitar Freaks Review by <i>Wade Monnig</i> . Retrieved from the Internet: <a href="http://www.gamesarefun.com/gamesdb/review.php?reviewid=301">www.gamesarefun.com/gamesdb/review.php?reviewid=301</a> . Retrieved on February 22, 2005.		
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	C47	Karaoke Revolution: The Revolution will be Televised by <i>Ed Lewis</i> . Retrieved from the Internet: <a href="http://ps2.ign.com/articles/458/458064p1.html">http://ps2.ign.com/articles/458/458064p1.html</a> . Retrieved on February 22, 2005.		
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			Filing Date	September 16, 2004	
			First Named Inventor	Alexander Rigopulos	
			Art Unit	3713	
			Examiner Name	Not Yet Assigned	
Sheet	5	of	6	Attorney Docket Number	HXT-007

NON PATENT LITERATURE DOCUMENTS			
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				Art Unit	3713
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	C76	Vib-Ribbon (Import) Review by <i>Jeff Gerstmann</i> . Retrieved from the Internet: <a href="http://www.gamespot.com/ps/puzzle/vibrribbon/printable_2550100.html">www.gamespot.com/ps/puzzle/vibrribbon/printable_2550100.html</a> . Retrieved on February 22, 2005.	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

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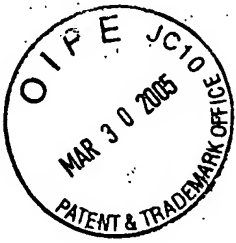
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	C76	Vib-Ribbon (Import) Review by <i>Jeff Gerstmann</i> . Retrieved from the Internet: <a href="http://www.gamespot.com/ps/puzzle/vibribbon/printable_2550100.html">www.gamespot.com/ps/puzzle/vibribbon/printable_2550100.html</a> . Retrieved on February 22, 2005.	
	C77	Vib Ribbon (PSX): Homepage, Screenshots by <i>James Anthony</i> .	
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IMPRINTED HEREON ACKNOWLEDGES THE FILING OF:**

**Description of Paper\*:** Transmittal Letter (1 page, in duplicate), Information Disclosure Statement (2 pages), PTO Form SB/08 (6 pages) and copies of all references cited therein (C1-C78) are enclosed along with this postcard.

**Title:** *CREATING AND SELLING A MUSIC-BASED VIDEO GAME*

**Name of Applicant:** Alexander Rigopulos

**Serial No.:** 10/711,398

**Atty:** JDL/LJM

**Date:** March 28, 2005

**\*with Certificate of First Class Mailing**